

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

KENNETH CARMEN and ALLISON
CARMEN, h/w

Plaintiffs,

v.

CITY OF PLEASANTVILLE, ET AL.,

Defendants.

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Civil Action No.
05-4579 (NLH)

ORDER

APPEARANCES:

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Attorney for Plaintiffs

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*Attorney for defendants City of Pleasantville, Richard Gray,
Ralph Peterson, Russell Whaley, Frank Balles, Scott Seliga, Henry
Frank, and Duane Comeaux*

HILLMAN, District Judge

_____In accordance with the Opinion filed on this date, it is hereby ORDERED this 11th day of June, 2007, that defendants' motion to dismiss plaintiffs' complaint for failure to effectuate proper service [13] is GRANTED IN PART AND DENIED IN PART. It is GRANTED with respect to defendants Richard Gray, Russell Whaley and Henry Frank, and plaintiffs' complaint against them is

DISMISSED. It is DENIED AS MOOT as to defendants Frank Balles and Scott Seglia.

It is FURTHER ORDERED that plaintiffs' request for default judgment against Richard Gray, Russell Whaley and Henry Frank [26] is DENIED.

s/Noel L. Hillman
NOEL L. HILLMAN, U.S.D.J.

At Camden, New Jersey